


APR 25 2006

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8		
I hereby certify that this correspondence, totaling 15 pages including reeled attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date:		
Date: April 25, 2006	Name: Robert K. Fargen	Signature: 

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Olav Borgmeier
Appln. No.: 10/775,414
Filed: 2/10/04
For: Magnetically Controlled Pneumatic Spring
Attorney Docket No: 11138-010

Examiner: D. Kramer
Art Unit: 3683

Mail Stop RCE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (37 C.F.R. § 1.114)

Sir:

Applicant(s) requests continued examination of the above-identified application under 37 C.F.R. §1.114.

- ☒ Submission under 37 CFR 1.114 (check at least one of the following):
- ☐ Previously submitted:
 - ☐ Applicant(s) requests nonentry of any previously-filed unentered amendments.
 - ☐ Please enter and consider the Amendment After Final Under 37 C.F.R. §1.116 previously filed on _____
 - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - ☐ Other: _____
 - ☒ Attached is/are:
 - ☐ An Information Disclosure Statement
 - ☐ An Amendment to the written description, claims, or drawings
 - ☒ New Arguments and/or New Evidence in support of Patentability
 - ☐ Other: _____

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Appln. No. 10/775,414

Attorney Docket No. 11138-10

☐ Request for suspension of action:

Applicant(s) hereby request suspension of action on the above-identified application under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; requires Processing Fee under 37 C.F.R. §1.17(i)).

☐ Small Entity Status:

- ☐ Applicant hereby asserts entitlement to claim small entity status under 37 CFR §§ 1.9 and 1.27.
- ☐ A small entity statement or assertion of entitlement to claim small entity status was filed in prior application no. _____ / _____ and such status is still proper and desired.
- ☐ Is no longer desired.

☒ Applicant(s) calculate the following fees to be due in connection with this Request:

- ☒ A Request fee of \$790.00 under 37 C.F.R. §1.17(e).
- ☐ A suspension processing fee of \$_____ under 37 C.F.R. §1.17(i).
- ☐ An additional filing fee of \$_____ under 37 C.F.R. §1.16 (_____ additional independent claims and/or _____ additional total claims).
- ☐ An extension fee of \$_____ under 37 C.F.R. §1.17(a) for a _____-month extension of time.

☒ Fee payment to cover the above-enumerated fee(s):

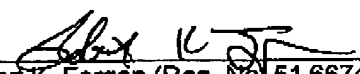
- ☐ A check in the amount of \$_____ is enclosed.
- ☒ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$790.00. A copy of this Request is enclosed for this purpose.
- ☐ A payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE). A copy of this Request is enclosed for this purpose.

Respectfully submitted,

April 25, 2006

Date

Attachment(s): Reply


Robert K. Fergan (Reg. No. 51,6674)